

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Sebastian Saavedra	Team: Squad #1	CCRB Case #: 201910392	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 12/03/2019 6:00 AM	Location of Incident: § 87(2)(b)	Precinct: 28	18 Mo. SOL 6/3/2021	EO SOL 1/18/2022	
Date/Time CV Reported Tue, 12/03/2019 9:38 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 12/03/2019 9:38 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Anthony Cassase	28721	952553	NARCBMN

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. SGT Frederic Ortiz	03659	935440	NARCBMN
2. DT3 James Burpoe	02856	950132	NARCBMN
3. DT3 Ariel Eusebio	2910	952715	NARCBMN
4. DT3 Rashied McIntyre	5043	947807	NARCBMN
5. DT3 Gary Perez	5365	946105	NARCBMN
6. DT3 Yeraldy Bonifacio	3667	952482	NARCBMN
7. DT3 John Katehis	6845	956788	NARCBMN
8. DT3 Justin Mcknight	6853	953089	NARCBMN
9. DT3 Carlos Ramos	6882	944919	PSA 3

Officer(s)	Allegation	Investigator Recommendation
A.POM Anthony Cassase	Abuse: Police Officer Anthony Cassase entered § 87(2)(b) in Manhattan.	§ 87(2)(b)
B.POM Anthony Cassase	Abuse: Police Officer Anthony Cassase searched § 87(2)(b) in Manhattan.	§ 87(2)(b)
C.POM Anthony Cassase	Abuse: Police Officer Anthony Cassase failed to provide § 87(2)(b) with a business card.	§ 87(2)(b)

Case Summary

§ 87(2)(b) filed the following complaint over the phone with the CCRB on December 3, 2019.

On December 3, 2019, at 6:00 am, PO Anthony Cassase, assigned to Manhattan North Narcotics, entered and searched § 87(2)(b) in Manhattan (**Allegations A and B: Abuse of Authority, § 87(2)(g)**). PO Cassase did not provide § 87(2)(b) with his business card (**Allegation C: Abuse of Authority, § 87(2)(g)**). No one was summonsed or arrested.

Narcotics officers are not assigned body worn cameras. There is no known video associated with the incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Anthony Cassase entered § 87(2)(b) in Manhattan.

Allegation (B) Abuse of Authority: Police Officer Antony Cassase searched § 87(2)(b) in Manhattan.

It is undisputed that officers from Manhattan North Narcotics entered and searched the § 87(2)(b) home while in possession of a valid search warrant.

PO Cassase obtained search warrant number § 87(2)(b), which was signed by the Honorable Judge § 87(2)(b) on § 87(2)(b) and which authorized the entry and search of § 87(2)(b) in Manhattan, and the person of § 87(2)(b) for evidence of narcotic sales, including drugs, drug paraphernalia and documents, as well as evidence of firearms a firearms offense, including weapons and ammunition. The warrant authorized officers to conduct such entry without giving notice of authority and purpose, between the hours of 6:00 am and 9:00 pm, and within 10 days of the issuance of the warrant (Board Reviews 01 and 09).

Officers are permitted to forcefully enter premises and conduct a search in the execution of a valid warrant, and, if authorized by said warrant, need not give notice to anyone of their authority or purpose in doing so, NY Criminal Procedure Law 690.50 (Board Review 03).

§ 87(2)(g)

Allegation (C) Abuse of Authority: Police Officer Anthony Cassase failed to provide § 87(2)(b) with a business card.

§ 87(2)(b) testified that, during this incident, officers did not leave behind any documents, and she did not obtain any of their names or shield numbers (Board Review 02).

PO Cassase testified that during the execution of this search warrant, he did not present a business card to any civilians present, as he had not yet been provided with business cards either at the time of the incident (December 3, 2019.) or even at the time of his interview (October 6, 2020). PO Cassase stated that, in general, at the conclusion of a search warrant, he would provide his identifying information in writing to any civilian who asked, though he did not recall anyone asking for it during this incident (Board Review 01).

Officers are required to provide business cards to civilians upon request, and at the conclusion of any police activity, including home searches, as well as provide their name, rank and shield number verbally or in writing if they do not have an adequate number of business cards. NYC Administrative Code §14-174 (Board Review 4).

§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party.
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- PO Anthony Cassase has been a member-of-service for seven years, and has been a subject in three CCRB complaints and eight allegations.
 - CCRB #201702185 involved substantiated allegations of frisk, search of a person, and vehicle search. The Board recommended formalized training and the NYPD imposed formalized training.

Mediation, Civil and Criminal Histories

- This case was not suitable for mediation.
- As of March 30, 2020, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 5).
- § 87(2)(b), § 87(2)(c)
- § 87(2)(b), § 87(2)(c)

Squad No.: 1

Investigator: Inv. Saavedra _____ 12/9/2020
Signature Print Title & Name Date

Squad Leader: Mgr. Joy Almeyda 12.10.20
Signature Print Title & Name Date

Reviewer: _____

Signature _____ Print Title & Name _____ Date _____